

Montana Water Court
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IN THE WATER COURT OF THE STATE OF MONTANA
UPPER MISSOURI DIVISION
GALLATIN RIVER BASIN (41H)
PRELIMINARY DECREE

CLAIMANTS: ~~Shelia M. Ruffatto Living Trust~~; Gordon
Vance; Shelly Vance; Goldenstein Ranch
LLC; The South 35 LLC; Gerald R.
Goldenstein; Red Cloud LLC; Denise C.
Nopper; Thomas A. Nopper; **Bridger View
Holdings LLC**

OBJECTORS: ~~Shelia M. Ruffatto Living Trust~~; Gordon
Vance; Shelly Vance; **Bridger View
Holdings LLC**

NOTICE OF INTENT TO APPEAR: Red Cloud LLC;
Ashley Bickerstaff; Taylor Bickerstaff;
Blackwood Family Trust 2014

CASE 41H-0031-R-2020

41H 117308-01	41H 30155803
41H 117309-01	41H 30155804
41H 138764-00	41H 30155805
41H 138765-00	41H 30155806
41H 138769-00	41H 30155807
41H 138799-00	41H 30155808
41H 138801-00	41H 30155809
41H 138770-00	41H 30155810
41H 138795-00	41H 30159521
41H 211612-00	41H 30159522
41H 30155799	41H 30159523
41H 30155800	41H 30159524
41H 30155801	41H 30159525
41H 30155802	41H 30159526

ORDER AMENDING AND ADOPTING MASTER'S REPORT

Pursuant to Montana Code Annotated, § 85-2-233(5), the above entitled case was assigned to Water Master Julia Nordlund. The Water Master filed a report containing Findings of Fact and Conclusions of Law with the Clerk of Court. Copies of the report were served upon the parties on March 21, 2023. Several Objections to the Master's Report were filed. The comments pointed out the following typographical errors or Master's misinterpretations from the Stipulation:

Claim 41H 117308-01, 41H 117309-01, and 41H 138764-00: The point of diversion remark was incorrectly removed and should be reinstated to say: **PUMP LOCATION IS MOVABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION IN SECTION 30.** The Sheila M Ruffatto Living Trust also requested the ownership on these claims and 41H 138795-00 be updated to Bridger View Holdings LLC.

Claim 41H 138769-00: The place of use acres was listed incorrectly and should be **65.5** acres instead of 65 acres.

Claim 41H 138795-00: The split claim remark on the abstract contains a typographical error and should include claims 41H **30155808**, 41H 30155809, and 41H 30155810 as the child claims of 41H 138795-00.

Claims 41H 138799-00, 41H 13801-00: The type of irrigation should include both **sprinkler and flood.**

Claim 41H 30155802: The point of diversion remark incorrectly states the pump is moveable all along the source in Sections 30 and 31. The remark should be corrected so that only Section 31 is identified in the remark.

Claims 41H 30155799, 41H 30155801, 41H 30155803: The means of diversion should include both **headgate and pump.** Due to the DNRC database limitations, the Court had to add a remark indicating that both are used.

Claim 41H 30155808: The place of use ID 1 should be corrected to **45.5** acres from 45 and the total acres should be corrected to **117.5.**

Claim 41H 30155809: The place of use ID 1 should be corrected to N2SE Sec. 36, Twp. 2S, Rge. **5E.**

Claim 41H 30155810: The means of diversion should be corrected from headgate to pump.

Claim 41H 30159526: The place of use should be corrected to E2SE Sec. **25** Twp. 2S, Rge. 5E.

The Court has reviewed the Water Master's Findings and Conclusions. Pursuant to Rule 53(e), Montana Rules of Civil Procedure, the Court **ADOPTS** the March 21, 2023 Master's Report with the corrections listed above, and

ORDERS that **Post Decree Abstract of Water Right Claims** be served with this Order to confirm that the recommendations set forth in the Master's Report, as amended by this Order, have been adopted.

ELECTRONICALLY SIGNED AND DATED BELOW.

Service via USPS Mail

The South 35 LLC
Gerald R Goldenstein
7810 Goldenstein Ln
Bozeman, MT 59715

Goldenstein Ranch LLC
% Timothy J Goldenstein
7190 Goldenstein Ln
Bozeman, MT 59715

Thomas A. Nopper
Denise C. Nopper
140 Hitching Post Rd
Bozeman, MT 59715

Bridger View Holdings LLC
280 W Kagy Blvd Ste D
Bozeman, MT 59715-6056

Service via Electronic Mail

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Note: Caption and service list updated 4-20-23

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 117308-01 STATEMENT OF CLAIM
Version: 3 -- POST DECREE
Status: ACTIVE

Owners: BRIDGER VIEW HOLDINGS LLC
280 W KAGY BLVD STE D
BOZEMAN, MT 59715 6056

Priority Date: MAY 1, 1911

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 2.50 CFS

THE WATER RIGHTS FOLLOWING THIS STATEMENT EACH HAVE AN UNDIVIDED 1/3 INTEREST IN A SINGLE WATER RIGHT FOR 2.50 CFS. 41H 126930-00, 41H 117308-00, 41H 117308-01. THESE WATER RIGHTS ARE USED ON A SHARED BASIS AS MUTUALLY AGREED IN A SWORN STIPULATION FILED 11/3/1999 IN CASE FILE 41H-272.

SPLIT CLAIMS 41H 117308-01, 41H 30155799, AND 41H 30155800 SHARE AN EQUAL INTEREST TO THEIR 1/3 OF THE 2.5 CFS FROM CASE 41H-272.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

***Maximum Acres:** 46.90

***Source Name:** NASH SPRING CREEK
Source Type: SURFACE WATER

THIS WATER RIGHT ALSO INCLUDES WATER FROM SPRINGS TRIBUTARY TO NASH SPRING CREEK LOCATED IN THE SWNESE AND NENWSE OF SEC 36, TWP 02S, RGE 05E, GALLATIN COUNTY.

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	30	2S	6E	GALLATIN

***Period of Diversion:** APRIL 1 TO NOVEMBER 1

Diversion Means: PUMP

2		SESWSW	30	2S	6E	GALLATIN
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***Period of Diversion:** APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

PUMP LOCATION IS MOVABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION IN SECTION 30.

***Period of Use:** APRIL 1 TO NOVEMBER 1

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.40		W2SW	30	2S	6E	GALLATIN

2	26.50	SESW	30	2S	6E	GALLATIN
Total:	46.90					

Remarks:

THE SPLIT CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 41H 30155799, 41H 30155800.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 117309-01 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: BRIDGER VIEW HOLDINGS LLC
280 W KAGY BLVD STE D
BOZEMAN, MT 59715 6056

Priority Date: MAY 10, 1916

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 2.50 CFS

THE WATER RIGHTS FOLLOWING THIS STATEMENT EACH HAVE AN UNDIVIDED 1/3 INTEREST IN A SINGLE WATER RIGHT FOR 2.50 CFS. 41H 126931-00, 41H 117309-00, 41H 117309-01. THESE WATER RIGHTS ARE USED ON A SHARED BASIS AS MUTUALLY AGREED IN A SWORN STIPULATION FILED 11/03/1999 IN CASE FILE 41H-272.

SPLIT CLAIMS 41H 117309-01, 41H 30155801, AND 41H 30155802 SHARE AN EQUAL INTEREST TO THEIR 1/3 OF THE 2.5 CFS FROM CASE 41H-272.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

***Maximum Acres:** 46.90

Source Name: NASH SPRING CREEK

Source Type: SURFACE WATER

THIS WATER RIGHT ALSO INCLUDES WATER FROM SPRINGS TRIBUTARY TO NASH SPRING CREEK LOCATED IN THE SWNESE AND NENWSE OF SEC 36, TWP 02S, RGE 05E, GALLATIN COUNTY.

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	30	2S	6E	GALLATIN

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: PUMP

2		SESWSW	30	2S	6E	GALLATIN
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Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: HEADGATE

PUMP LOCATION IS MOVABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION IN SECTION 30.

Period of Use: MAY 1 TO OCTOBER 1

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.40		W2SW	30	2S	6E	GALLATIN

2	26.50	SESW	30	2S	6E	GALLATIN
Total:	46.90					

Remarks:

THE SPLIT CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 41H 30155801, 41H 30155802.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 138764-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: BRIDGER VIEW HOLDINGS LLC
280 W KAGY BLVD STE D
BOZEMAN, MT 59715 6056

***Priority Date:** APRIL 15, 1917

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 5.00 CFS

THE WATER RIGHTS FOLLOWING THIS STATEMENT EACH HAVE AN UNDIVIDED 1/3 INTEREST IN A SINGLE WATER RIGHT FOR 5.00 CFS. 41H 138764-00, 41H 138764-01, 41H 138764-02. THESE WATER RIGHTS ARE USED ON A SHARED BASIS AS MUTUALLY AGREED IN A SWORN STIPULATION FILED 11/03/1999 IN CASE FILE 41H 272.

SPLIT CLAIMS 41H 138764-00, 41H 30155803, AND 41H 30155804 SHARE AN EQUAL INTEREST TO THEIR 1/3 OF THE 5 CFS FROM CASE 41H-272.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

***Maximum Acres:** 46.90

***Source Name:** NASH SPRING CREEK

Source Type: SURFACE WATER

THIS WATER RIGHT ALSO INCLUDES WATER FROM SPRINGS TRIBUTARY TO NASH SPRING CREEK LOCATED IN THE SWNESE AND NENWSE OF SEC 36, TWP 02S, RGE 05E, GALLATIN COUNTY.

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	30	2S	6E	GALLATIN

***Period of Diversion:** APRIL 1 TO NOVEMBER 1

Diversion Means: PUMP

2		SESWSW	30	2S	6E	GALLATIN
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***Period of Diversion:** APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

PUMP LOCATION IS MOVABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION IN SECTION 30.

***Period of Use:** APRIL 1 TO NOVEMBER 1

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.40		W2SW	30	2S	6E	GALLATIN

2	26.50	SESW	30	2S	6E	GALLATIN
Total:	46.90					

Remarks:

THE SPLIT CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 41H 30155803, 41H 30155804.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 138765-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: BRIDGER VIEW HOLDINGS LLC
280 W KAGY BLVD STE D
BOZEMAN, MT 59715 6056

Priority Date: MAY 31, 1923

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.48 CFS

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 39.00

Source Name: NASH SPRING CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWNW	31	2S	6E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: W. MCCLEOD DITCH

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	39.00		SW	30	2S	6E	GALLATIN

Total: 39.00

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 138769-00 STATEMENT OF CLAIM
Version: 3 -- POST DECREE
Status: ACTIVE

Owners: BRIDGER VIEW HOLDINGS LLC
280 W KAGY BLVD STE D
BOZEMAN, MT 59715 6056

Priority Date: DECEMBER 31, 1865

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER

Flow Rate: 141.60 GPM

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 65.50

Source Name: SOURDOUGH CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
1		SE	SESW	30	2S	6E	GALLATIN

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: PUMP

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	65.50		SW	30	2S	6E	GALLATIN
Total:	65.50						

Remarks:

SPLIT CLAIM NO. 41H 30155805 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 138770-00 STATEMENT OF CLAIM
Version: 4 -- POST DECREE
Status: ACTIVE

Owners: RUFFATTO, SHELIA M LIVING TRUST
%RUFFATTO, SHELIA M TRUSTEE
7810 GOLDENSTEIN LN
BOZEMAN, MT 59715

Priority Date: DECEMBER 31, 1872

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.13 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 65.50

Source Name: SOURDOUGH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNESE	7	3S	6E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE

Ditch Name: MYSTIC LAKE DITCH

2		SESWSE	6	3S	6E	GALLATIN
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Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE

Ditch Name: 66 DITCH

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	65.50		SW	30	2S	6E	GALLATIN

Total: 65.50

Remarks:

THE SPLIT CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 41H 30155806, 41H 30155807.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 138795-00 STATEMENT OF CLAIM
Version: 5 -- POST DECREE
Status: ACTIVE

Owners: BRIDGER VIEW HOLDINGS LLC
280 W KAGY BLVD STE D
BOZEMAN, MT 59715 6056

Priority Date: DECEMBER 31, 1874

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 108.90 GPM

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 62.50

Source Name: SOURDOUGH CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNESE	7	3S	6E	GALLATIN
Period of Diversion:		APRIL 15 TO OCTOBER 31				
Diversion Means:		HEADGATE				
Ditch Name:		MYSTIC LAKE DITCH				
2		SESESW	30	2S	6E	GALLATIN
Period of Diversion:		APRIL 15 TO OCTOBER 31				
Diversion Means:		PUMP				
Period of Use:		APRIL 15 TO OCTOBER 31				

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	62.50		SW	30	2S	6E	GALLATIN
Total:		62.50					

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

138795-00 138796-00 138799-00

THE SPLIT CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 41H 30155808, 41H 30155809, 41H 30155810.

AUTHORIZATION TO CHANGE (SEVER/SELL) THE POINT OF DIVERSION COMPLETED 03/15/1988 . FILE REFLECTS RIGHT AS IT EXISTED PRIOR TO JULY 1973. APPROVED CHANGES WILL BE RECORDED AFTER FINAL DECREE.

AUTHORIZATION TO CHANGE THE POINT OF DIVERSION, PLACE OF USE ISSUED 08/28/1997. NOTICE OF COMPLETION DUE 12/31/1998. SEE 41H 138795-01 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 138799-00 STATEMENT OF CLAIM
Version: 4 -- POST DECREE
Status: ACTIVE

Owners: BRIDGER VIEW HOLDINGS LLC
280 W KAGY BLVD STE D
BOZEMAN, MT 59715 6056

Priority Date: DECEMBER 31, 1868

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 0.51 CFS

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 62.50

Source Name: SOURDOUGH CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		NWNESE	7	3S	6E	GALLATIN
Period of Diversion: APRIL 15 TO OCTOBER 31						
Diversion Means: HEADGATE						
Ditch Name: MYSTIC LAKE DITCH						
2		SESESW	30	2S	6E	GALLATIN
Period of Diversion: APRIL 15 TO OCTOBER 31						
Diversion Means: PUMP						
Period of Use: APRIL 15 TO OCTOBER 31						

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1	62.50		SW	30	2S	6E	GALLATIN
Total:	62.50						

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

138795-00 138796-00 138799-00

THE SPLIT CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 41H 30159521, 41H 30159522.

AUTHORIZATION TO CHANGE THE POINT OF DIVERSION, PLACE OF USE ISSUED 08/28/1997. NOTICE OF COMPLETION DUE 12/31/1998. SEE 41H 138795-01 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 138801-00 STATEMENT OF CLAIM
Version: 4 -- POST DECREE
Status: ACTIVE

Owners: BRIDGER VIEW HOLDINGS LLC
280 W KAGY BLVD STE D
BOZEMAN, MT 59715 6056

Priority Date: DECEMBER 31, 1866

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 0.51 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 62.50

Source Name: SOURDOUGH CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNESE	7	3S	6E	GALLATIN
Period of Diversion: APRIL 15 TO OCTOBER 31						
Diversion Means: HEADGATE						
Ditch Name: MYSTIC LAKE DITCH						
2		SESESW	30	2S	6E	GALLATIN
Period of Diversion: APRIL 15 TO OCTOBER 31						
Diversion Means: PUMP						

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	62.50		SW	30	2S	6E	GALLATIN
Total:	62.50						

Remarks:

THE SPLIT CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 41H 30159523, 41H 30159524.

AUTHORIZATION TO CHANGE THE POINT OF DIVERSION, PLACE OF USE ISSUED 08/28/1997. NOTICE OF COMPLETION DUE 12/31/1998. SEE 41H 138795-01 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 211612-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Late Claim: B

Owners: BRIDGER VIEW HOLDINGS LLC
280 W KAGY BLVD STE D
BOZEMAN, MT 59715 6056

Priority Date: JULY 24, 1959

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 12/12/1985 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 2.59 CFS

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 68.50

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF SPRING CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N2SE	36	2S	5E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	68.50		SW	30	2S	6E	GALLATIN

Total: 68.50

Remarks:

THE SPLIT CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 41H 30159525, 41H 30159526.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30155799 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

SHELLEY VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

GORDON VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

Priority Date: MAY 1, 1911

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.50 CFS

SPLIT CLAIMS 41H 117308-01, 41H 30155799, AND 41H 30155800 SHARE AN EQUAL INTEREST TO THEIR 1/3 OF THE 2.5 CFS FROM CASE 41H-272.

THE WATER RIGHTS FOLLOWING THIS STATEMENT EACH HAVE AN UNDIVIDED 1/3 INTEREST IN A SINGLE WATER RIGHT FOR 2.50 CFS. 41H 126930-00, 41H 117308-00, 41H 117308-01. THESE WATER RIGHTS ARE USED ON A SHARED BASIS AS MUTUALLY AGREED IN A SWORN STIPULATION FILED 11/3/1999 IN CASE FILE 41H-272.

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 44.50

Source Name: NASH SPRING CREEK

Source Type: SURFACE WATER

THIS WATER RIGHT ALSO INCLUDES WATER FROM SPRINGS TRIBUTARY TO NASH SPRING CREEK LOCATED IN THE SWNESE AND NENWSE OF SEC 36, TWP 02S, RGE 05E, GALLATIN COUNTY.

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWSW	30	2S	6E	GALLATIN

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

THIS CLAIM ALSO USES A PUMP AS MEANS OF DIVERSION.

Period of Use: APRIL 1 TO NOVEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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1	44.50	W2SW	30	2S	6E	GALLATIN
Total:	44.50					

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 117308-01.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30155800 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RED CLOUD LLC
101 S MAIN AVE STE 301
SIOUX FALLS, SD 57104 6451

Priority Date: MAY 1, 1911

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.50 CFS

SPLIT CLAIMS 41H 117308-01, 41H 30155799, AND 41H 30155800 SHARE AN EQUAL INTEREST TO THEIR 1/3 OF THE 2.5 CFS FROM CASE 41H-272.

THE WATER RIGHTS FOLLOWING THIS STATEMENT EACH HAVE AN UNDIVIDED 1/3 INTEREST IN A SINGLE WATER RIGHT FOR 2.50 CFS. 41H 126930-00, 41H 117308-00, 41H 117308-01. THESE WATER RIGHTS ARE USED ON A SHARED BASIS AS MUTUALLY AGREED IN A SWORN STIPULATION FILED 11/3/1999 IN CASE FILE 41H-272.

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 54.70

Source Name: NASH SPRING CREEK

Source Type: SURFACE WATER

THIS WATER RIGHT ALSO INCLUDES WATER FROM SPRINGS TRIBUTARY TO NASH SPRING CREEK LOCATED IN THE SWNESE AND NENWSE OF SEC 36, TWP 02S, RGE 05E, GALLATIN COUNTY.

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWSW	31	2S	6E	GALLATIN

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: PUMP

Period of Use: APRIL 1 TO NOVEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	54.70		N2SE	36	2S	5E	GALLATIN
Total:	54.70						

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 117308-01.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30155801 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELLEY VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

GORDON VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

Priority Date: MAY 10, 1916

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.50 CFS

SPLIT CLAIMS 41H 117309-01, 41H 30155801, AND 41H 30155802 SHARE AN EQUAL INTEREST TO THEIR 1/3 OF THE 2.5 CFS FROM CASE 41H-272.

THE WATER RIGHTS FOLLOWING THIS STATEMENT EACH HAVE AN UNDIVIDED 1/3 INTEREST IN A SINGLE WATER RIGHT FOR 2.50 CFS. 41H 126931-00, 41H 117309-00, 41H 117309-01. THESE WATER RIGHTS ARE USED ON A SHARED BASIS AS MUTUALLY AGREED IN A SWORN STIPULATION FILED 11/03/1999 IN CASE FILE 41H-272.

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 44.50

Source Name: NASH SPRING CREEK

Source Type: SURFACE WATER

THIS WATER RIGHT ALSO INCLUDES WATER FROM SPRINGS TRIBUTARY TO NASH SPRING CREEK LOCATED IN THE SWNESE AND NENWSE OF SEC 36, TWP 02S, RGE 05E, GALLATIN COUNTY.

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWSW	30	2S	6E	GALLATIN

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: HEADGATE

THIS CLAIM ALSO USES A PUMP AS MEANS OF DIVERSION.

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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1	44.50	W2SW	30	2S	6E	GALLATIN
Total:	44.50					

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 117309-01.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30155802 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RED CLOUD LLC
101 S MAIN AVE STE 301
SIOUX FALLS, SD 57104 6451

Priority Date: MAY 10, 1916

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.50 CFS

SPLIT CLAIMS 41H 117309-01, 41H 30155801, AND 41H 30155802 SHARE AN EQUAL INTEREST TO THEIR 1/3 OF THE 2.5 CFS FROM CASE 41H-272.

THE WATER RIGHTS FOLLOWING THIS STATEMENT EACH HAVE AN UNDIVIDED 1/3 INTEREST IN A SINGLE WATER RIGHT FOR 2.50 CFS. 41H 126931-00, 41H 117309-00, 41H 117309-01. THESE WATER RIGHTS ARE USED ON A SHARED BASIS AS MUTUALLY AGREED IN A SWORN STIPULATION FILED 11/03/1999 IN CASE FILE 41H-272.

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 54.70

Source Name: NASH SPRING CREEK

Source Type: SURFACE WATER

THIS WATER RIGHT ALSO INCLUDES WATER FROM SPRINGS TRIBUTARY TO NASH SPRING CREEK LOCATED IN THE SWNESE AND NENWSE OF SEC 36, TWP 02S, RGE 05E, GALLATIN COUNTY.

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWSW	31	2S	6E	GALLATIN

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: PUMP

PUMP LOCATION IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION IN SECTION 31.

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	54.70		N2SE	36	2S	5E	GALLATIN

Total: 54.70

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 117309-01.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30155803 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELLEY VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

GORDON VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

Priority Date: APRIL 15, 1917

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 5.00 CFS

SPLIT CLAIMS 41H 138764-00, 41H 30155803, AND 41H 30155804 SHARE AN EQUAL INTEREST TO THEIR 1/3 OF THE 5 CFS FROM CASE 41H-272.

THE WATER RIGHTS FOLLOWING THIS STATEMENT EACH HAVE AN UNDIVIDED 1/3 INTEREST IN A SINGLE WATER RIGHT FOR 5.00 CFS. 41H 138764-00, 41H 138764-01, 41H 138764-02. THESE WATER RIGHTS ARE USED ON A SHARED BASIS AS MUTUALLY AGREED IN A SWORN STIPULATION FILED 11/03/1999 IN CASE FILE 41H 272.

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 44.50

Source Name: NASH SPRING CREEK

Source Type: SURFACE WATER

THIS WATER RIGHT ALSO INCLUDES WATER FROM SPRINGS TRIBUTARY TO NASH SPRING CREEK LOCATED IN THE SWNESE AND NENWSE OF SEC 36, TWP 02S, RGE 05E, GALLATIN COUNTY.

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWSW	30	2S	6E	GALLATIN

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

THIS CLAIM ALSO USES A PUMP AS MEANS OF DIVERSION.

Period of Use: APRIL 1 TO NOVEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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1	44.50	W2SW	30	2S	6E	GALLATIN
Total:	44.50					

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 138764-00.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30155804 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RED CLOUD LLC
101 S MAIN AVE STE 301
SIOUX FALLS, SD 57104 6451

Priority Date: APRIL 15, 1917

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 5.00 CFS

SPLIT CLAIMS 41H 138764-00, 41H 30155803, AND 41H 30155804 SHARE AN EQUAL INTEREST TO THEIR 1/3 OF THE 5 CFS FROM CASE 41H-272.

THE WATER RIGHTS FOLLOWING THIS STATEMENT EACH HAVE AN UNDIVIDED 1/3 INTEREST IN A SINGLE WATER RIGHT FOR 5.00 CFS. 41H 138764-00, 41H 138764-01, 41H 138764-02. THESE WATER RIGHTS ARE USED ON A SHARED BASIS AS MUTUALLY AGREED IN A SWORN STIPULATION FILED 11/03/1999 IN CASE FILE 41H 272.

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 54.70

Source Name: NASH SPRING CREEK

Source Type: SURFACE WATER

THIS WATER RIGHT ALSO INCLUDES WATER FROM SPRINGS TRIBUTARY TO NASH SPRING CREEK LOCATED IN THE SWNESE AND NENWSE OF SEC 36, TWP 02S, RGE 05E, GALLATIN COUNTY.

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWSW	31	2S	6E	GALLATIN

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: PUMP

Period of Use: APRIL 1 TO NOVEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	54.70		N2SE	36	2S	5E	GALLATIN
Total:	54.70						

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 138764-00.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30155805 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELLEY VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

GORDON VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

Priority Date: DECEMBER 31, 1865

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 96.40 GPM

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 44.50

Source Name: SOURDOUGH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESESW	30	2S	6E	GALLATIN

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: PUMP

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	44.50		W2SW	30	2S	6E	GALLATIN

Total: 44.50

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 138769-00.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30155806 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELLEY VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

GORDON VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

Priority Date: DECEMBER 31, 1872

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 0.77 CFS

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 44.50

Source Name: SOURDOUGH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNESE	7	3S	6E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE

Ditch Name: MYSTIC LAKE DITCH

2		SESWSE	6	3S	6E	GALLATIN
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Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE

Ditch Name: 66 DITCH

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	44.50		W2SW	30	2S	6E	GALLATIN

Total: 44.50

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 138770-00.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30155807 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RED CLOUD LLC
101 S MAIN AVE STE 301
SIOUX FALLS, SD 57104 6451

Priority Date: DECEMBER 31, 1872

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 0.60 CFS

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 35.00

Source Name: SOURDOUGH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNESE	7	3S	6E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE

Ditch Name: MYSTIC LAKE DITCH

2		SESWSE	6	3S	6E	GALLATIN
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Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE

Ditch Name: 66 DITCH

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	35.00		E2SE	25	2S	5E	GALLATIN

Total: 35.00

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 138770-00.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30155808 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELLEY VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

GORDON VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

Priority Date: DECEMBER 31, 1874

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 205.50 GPM

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 117.50

Source Name: SOURDOUGH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNESE	7	3S	6E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: MYSTIC LAKE DITCH

2		SESESW	30	2S	6E	GALLATIN
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Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	45.50		W2SW	30	2S	6E	GALLATIN
2	72.00		W2NE	25	2S	5E	GALLATIN

Total: 117.50

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 138795-00.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30155809 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RED CLOUD LLC
101 S MAIN AVE STE 301
SIOUX FALLS, SD 57104 6451

Priority Date: DECEMBER 31, 1874

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 216.60 GPM

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 124.00

Source Name: SOURDOUGH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNESE	7	3S	6E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: MYSTIC LAKE DITCH

2		SESESW	30	2S	6E	GALLATIN
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Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	60.00		N2SE	36	2S	5E	GALLATIN
2	64.00		E2SE	25	2S	5E	GALLATIN

Total: 124.00

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 138795-00.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30155810 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: THOMAS A NOPPER
140 HITCHING POST RD
BOZEMAN, MT 59715

C DENISE NOPPER
140 HITCHING POST RD
BOZEMAN, MT 59715

Priority Date: DECEMBER 31, 1874

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 30.00 GPM

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 0.50

Source Name: SOURDOUGH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWSE	30	2S	6E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: PUMP

Ditch Name: LOWER WILLIAMS DITCH

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.50		NWNWSE	30	2S	6E	GALLATIN

Total: 0.50

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 138795-00.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30159521 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELLEY VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

GORDON VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

Priority Date: DECEMBER 31, 1868

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 0.97 CFS

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 117.50

Source Name: SOURDOUGH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNESE	7	3S	6E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: MYSTIC LAKE DITCH

2		SESESW	30	2S	6E	GALLATIN
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Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	45.50		W2SW	30	2S	6E	GALLATIN
2	72.00		W2NE	25	2S	5E	GALLATIN

Total: 117.50

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 138799-00.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30159522 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RED CLOUD LLC
101 S MAIN AVE STE 301
SIOUX FALLS, SD 57104 6451

Priority Date: DECEMBER 31, 1868

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.02 CFS

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 124.00

Source Name: SOURDOUGH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNESE	7	3S	6E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: MYSTIC LAKE DITCH

2		SESESW	30	2S	6E	GALLATIN
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Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	60.00		N2SE	36	2S	5E	GALLATIN
2	64.00		E2SE	25	2S	5E	GALLATIN

Total: 124.00

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 138799-00.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30159523 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELLEY VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

GORDON VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

Priority Date: DECEMBER 31, 1866

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 0.97 CFS

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 117.50

Source Name: SOURDOUGH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNESE	7	3S	6E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: MYSTIC LAKE DITCH

2		SESESW	30	2S	6E	GALLATIN
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Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	72.00		W2NE	25	2S	5E	GALLATIN
2	45.50		W2SW	30	2S	6E	GALLATIN

Total: 117.50

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 138801-00.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30159524 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RED CLOUD LLC
101 S MAIN AVE STE 301
SIOUX FALLS, SD 57104 6451

Priority Date: DECEMBER 31, 1866

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.02 CFS

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 124.00

Source Name: SOURDOUGH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNESE	7	3S	6E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: MYSTIC LAKE DITCH

2		SESESW	30	2S	6E	GALLATIN
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Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	64.00		E2SE	25	2S	5E	GALLATIN
2	60.00		N2SE	36	2S	5E	GALLATIN

Total: 124.00

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 138801-00.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30159525 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELLEY VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

GORDON VANCE
3008 MACNAB ST
BOZEMAN, MT 59715

Priority Date: JULY 24, 1959

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 12/12/1985 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 1.69 CFS

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 44.50

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF SPRING CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N2SE	36	2S	5E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	44.50		W2SW	30	2S	6E	GALLATIN

Total: 44.50

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 211612-00.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 30159526 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RED CLOUD LLC
101 S MAIN AVE STE 301
SIOUX FALLS, SD 57104 6451

Priority Date: JULY 24, 1959

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 12/12/1985 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 0.61 CFS

Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 16.00

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF SPRING CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N2SE	36	2S	5E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	16.00		E2SE	25	2S	5E	GALLATIN

Total: 16.00

Remarks:

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 211612-00.